

ER: 60-8739/A

19 NOV 1960

card

Honorable Francis O. Wilcox
Assistant Secretary of State
Department of State
Washington 25, D. C.

Dear Fran:

Thank you very much for your kind letter concerning President-elect Kennedy's request that I continue on in my present position.

It was very thoughtful of you to write me as you did and I greatly appreciate your generous comments about the results of my work here.

With kindest personal regards,

Sincerely,

SIGNED: *A. W. D.*

Allen W. Dulles
~~Director~~

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17 November 1960

MEMORANDUM TO THE DIRECTOR

1. This memorandum recommends action in Paragraphs 6 and 10.
2. The State Department's request for CIA clearance of certain galleys of its forthcoming "Foreign Relations" volumes for 1942, now pending for more than a year, relates to 49 galleys (attached) and extends to some 50 documents, all taken from the State Department's own files, and bearing on three subjects of foreign-relations interest during World War II:
 - (a) the Hoskins Mission to the Middle East;
 - (b) Spanish Morocco and Tangier;
 - (c) the political and economic background of the North African landings of 1942.
3. In February 1960 CIA categorically objected to all 49 galleys, asserting that they reveal "methods and sources which would adversely affect current operations" of CIA. On 27 May 1960 Mr. Kretzmann of the State Department discussed this matter informally with the DCI at lunch and on 8 July 1960 he sent to the DCI a lengthy memorandum by Mr. Noble, chief of the Historian Division at State, dated 22 April 1960, replying point-by-point and in great detail on each document questioned by CIA. In addition, Mr. Kretzmann made a procedural suggestion for similar clearance cases in the future, proposing that State refer such OSS-related documents directly to CIA rather than through the Defense Department as "middleman." On 22 July 1960 the Assistant to the Director, Colonel Grogan, sent the entire file to C/FI, at the request of the Director, asking for comments and recommendations. On 26 August 1960, over a month later, a reply was received from C/FI, again objecting categorically to all 49 galleys, and concurring with State's procedural suggestion about future clearance

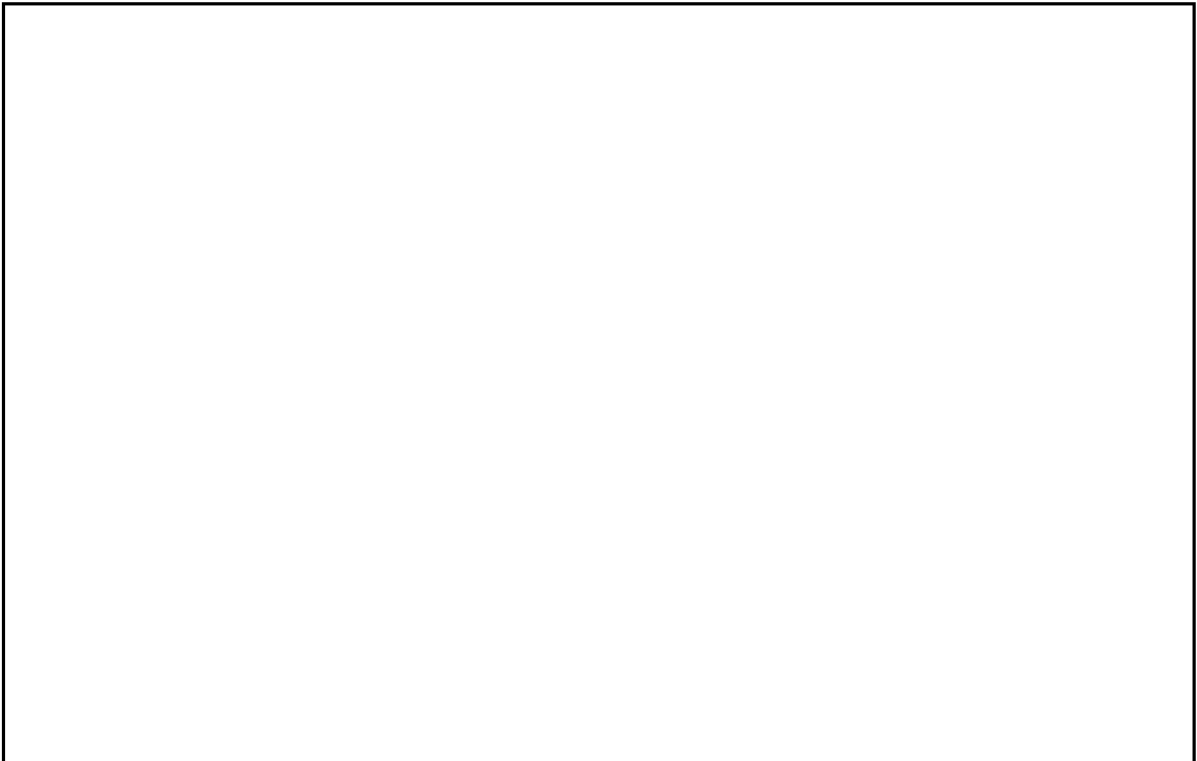
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cases. In an endorsement to the DCI on 29 August 1960, Colonel Grogan concurred on the procedural point, and non-concurred with FI's recommendation that the DCI "disapprove publication" of the documents in question. The DCI then turned over the papers to the DDCI, stating that he "generally favors publication-- unless there are actually good reasons not to publish." Since then there have been several reports forth and back between the DDCI and the C/FI, with C/FI having made its latest report on 15 November 1960.

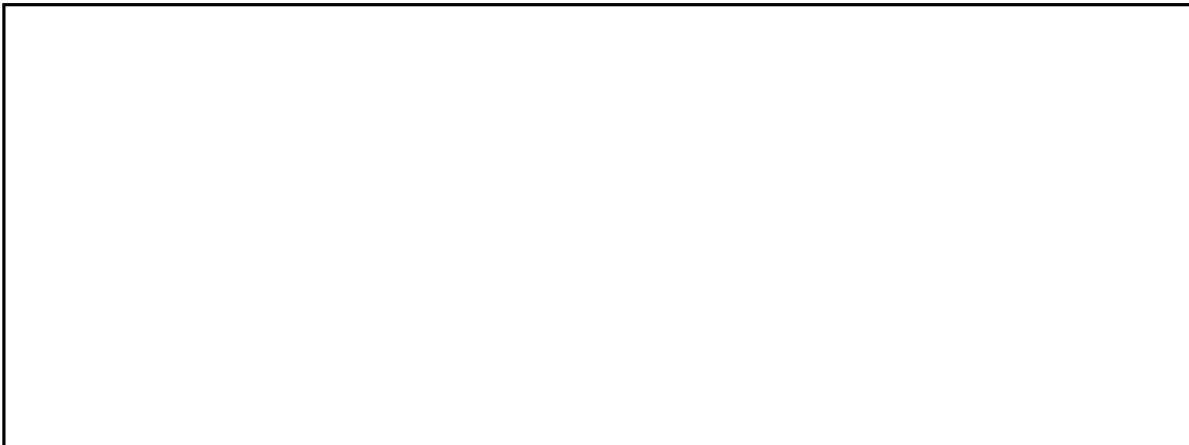
4. FI's comments dated 15 November 1960, along with its proposed letter from the DCI to the Secretary of State, again categorically object to all 49 galleys, again on general principles, and assert that they contain "disclosures" about U.S. intelligence that would be generally "embarrassing" to the U.S. Government and lead to other unnamed "undesirable consequences."

5. The following points made by the State Department last summer remain unanswered in FI's proposed reply:



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- c. Political and Economic Conditions in North Africa (galley# KKD-94, and AE 2 to 63 passim, tabbed "Annex VII"): All 34 documents, which CIA has categorically objected to, are from State's wartime files; none whatsoever are from OSS files. The subject matter is all related directly and indirectly to the secret and overt planning for the North African landings, particularly the work of Robert Murphy, overt Foreign Service officer. State reminds CIA that this story has long ago been thoroughly publicized, with the approval and encouragement of State, Gen. Donovan, Admiral Leahy, the French, etc., both in the American and French press; and it lists a lengthy bibliography of such publications. For example, the documents add "very little," State concludes, to what already appears in the quasi-official book by W. L. Langer, "Vichy Gamble," (1947), which was read and cleared in advance by Secretary Hull, General Donovan, Colonel Eddy, Robert Murphy, and others. References to OSS activities contain no identification of individual contacts, State concludes. State questions how any of this bears on "current operations" of CIA.

6. One additional suggestion was made by the State Department, in Mr. Noble's memorandum of 22 April 1960, after its detailed re-examination of the questioned galleys. Its suggestion was that "one deletion should be made" from the Hoskins Mission documents--the references to the proposed use of [REDACTED]

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[REDACTED] in pro-American activities. It is recommended that CIA concur in this deletion.

7. In none of the attached correspondence does FI answer the statement (in my memorandum of 29 August 1960) that "We seem to be inconsistent in protect-

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ing sources and methods:

For example, an unclassified attachment to our 'Studies in Intelligence' (Vol. 4, No. 3, Summer 1960) contains a detailed report by Col. W. R. Peers on the Intelligence Operations of OSS Detachment 101, giving methods in detail, referring to the main sources of information, gives some of the procedures used in reporting air targets for the 10th Air Force, reports on transmission methods, and states 'Units comparable to Detachment 101 collected information behind the lines in France, Italy, the Philippines, China, and other areas.'

This report by Peers was published by CIA itself as an unclassified document. I protested the publication of this item as an unclassified document, but withdrew my protest when informed by General Counsel (Mr. Houston) that [REDACTED] C/FI, approved its publication.

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8. Mr. Kretzmann informs me that a Board of Advisers named by Secretary of State Herter, and cleared for Top Secret, discussed with State Department officials the long delay in getting action from CIA on the present case. He said that the Board deemed the publication essential to the record of the foreign relations of the United States, that the Board further believed that consideration should be given to requesting the President to issue an Executive Order to require all department and agencies of Government to turn over to the State Department any files relating to the foreign policy of the United States so that the State Department could make final decision about publication. This board includes three historians, two political scientists, and three international lawyers.

9. Since the State Department (in the attached memorandum by Mr. Noble, April 22, 1960) has given a detailed statement indicating why these documents should be published, together with certain recommended deletions (for example, the references to use of [REDACTED] see

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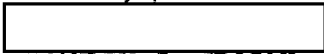
paragraph 5 above), it seems to me that it is now up to CIA to expeditiously and objectively come to a decision that will be fair to the State Department, fair to CIA, and in the best interests of the intelligence community and the Nation. It is my opinion that these papers are basically foreign policy papers, with intelligence a minor factor, but certainly within CIA's prerogative to approve, object to, modify any intelligence statements as CIA deems necessary. OSS went out of business in 1945. Responsibility of the DCI to protect intelligence sources and methods came into law September 18, 1947. These papers if published in that interim would presumably not have had any clearance outside the State Department. They are not OSS documents. They are not intelligence papers.

10. Recommendations:

- (1) that the DCI name a CIA Board to sit down with State Department representatives at the earliest moment and review, step by step, State's comments on the 49 galleys, and settle on the spot what the State Department can and cannot publish as part of its "Foreign Relations" volumes for 1942, insofar as these documents in these 49 galleys are concerned.

- (2) that the CIA Board consist of the following:

Inspector General, chairman
Chief, FI, member
General Counsel, member


STANLEY J. GROGAN

Assistant to the Director

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cc: DDCI w/o attach.